IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DAVID BAKER and CAROL BAKER,

Plaintiffs,

: 3:12-CV-01231

(JUDGE MARIANI)

METROPOLITAN PROPERTY AND CASUALTY INSURANCE COMPANY,

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Defendant.

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ORDER

AND NOW, THIS 19TH DAY OF SEPTEMBER, 2013, upon *de novo* review of Magistrate Judge Blewitt's Report and Recommendation (Doc. 16), Plaintiffs' Objections thereto (Doc. 17), all other responsive briefs (Docs. 19; 20), Defendant's Motion for Judgment on the Pleadings (Doc. 8), and all briefs in support or opposition to Defendant's Motion (Docs. 9-10, 13-14), as set forth in greater detail in the Court's accompanying Memorandum Opinion, IT IS HEREBY ORDERED THAT:

- 1. The Report and Recommendation (Doc. 16) is **ADOPTED** for the reasons set forth in the Memorandum Opinion.
- 2. Plaintiffs' Objections (Doc. 17) are **OVERRULED**.
- 3. The Motion for Judgment on the Pleadings (Doc. 8) is **GRANTED**.
- 4. Judgment is **ENTERED** for the Defendant.

5. The Clerk of Court is directed to **CLOSE** the case.

Robert D. Mariani

United States District Judge